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OFFICE OF PETITIONS

DECISION ON PETITION

In re Patent No. 7,272,670
Issue Date: September 18, 2007
Application No. 09/777,003
Filed: February 5, 2001
Attorney Docket No. 655-0012C

This is a decision on the Request For Correction Of Patent Under Rule 37 CFR 1.183, filed October 14, 2010, which is being treated as a Petition Under 37 CFR 3.81(b) to add ---Equator Technologies, Inc., Campbell, CA-- to the Title Page of the Patent via a Certificate of Correction.

The petition under 37 CFR §3.81(b) is **DISMISSED**.

Petitioner requests that the present Petition was submitted to add --Equator Technologies, Inc., Campbell, CA-- on the previously submitted PTOL-85B and such error was inadvertent.

37 CFR 3.81(b), effective June 25, 2004, reads:

After payment of the issue fee: Any request for issuance of an application in the name of the assignee submitted after the date of payment of the issue fee, and any request for a patent to be corrected to state the name of the assignee, must state that the assignment was submitted for recordation as set forth in § 3.11 before issuance of the patent, and must include a request for a certificate of correction under § 1.323 of this chapter (accompanied by the fee set forth in § 1.20(a) and the processing fee set forth in § 1.17(i) of this chapter.

The Petition Under 37 CFR §3.81(b) was not accompanied by a Certificate of Correction Form (PTO/SB/44) as required by §3.81(b). See also MPEP 1481.01. Since petitioner has failed to comply with the provisions of 37 CFR §3.81(b), the petition is dismissed.

Inquiries related this communication should be directed to the undersigned at (571)272-3213.

Cheryl Gibson-Baylor
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